

103D CONGRESS  
1ST SESSION

# H. R. 304

To amend title 5, United States Code, to deny annuity benefits with respect to any Member of Congress convicted of a felony.

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## IN THE HOUSE OF REPRESENTATIVES

JANUARY 5, 1993

Mr. PORTER introduced the following bill; which was referred to the Committee on Post Office and Civil Service

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## A BILL

To amend title 5, United States Code, to deny annuity benefits with respect to any Member of Congress convicted of a felony.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       That (a) section 8312 of title 5, United States Code, relat-  
4       ing to denial of annuities for conviction of certain offenses,  
5       is amended by adding at the end the following:

6       “(d) An individual, or his survivor or beneficiary, may  
7       not be paid an annuity under subchapter III of this chap-  
8       ter, or under chapter 84, on the basis of service as a Mem-  
9       ber (as defined in section 8331(2) or 8401(20)) if the indi-  
10      vidual is convicted of any felony under State or Federal

1 law, committed on or after the date of the enactment of  
2 this subsection.”.

3 (b) Section 8316(b) of title 5, United States Code,  
4 relating to refund of contributions and deposits, is amend-  
5 ed—

6 (1) by striking “or” at the end of paragraph  
7 (1);

8 (2) by striking the period at the end of para-  
9 graph (2) and inserting “; or”; and

10 (3) by adding at the end the following:

11 “(3) if the individual was convicted of an of-  
12 fense described in subsection (d) of section 8312, for  
13 the period after the conviction.”.

14 (c) Section 8318(a) of title 5, United States Code,  
15 relating to restoration of annuity or retired pay, is amend-  
16 ed—

17 (1) by inserting after “is pardoned by the  
18 President” the following: “(or by the Governor, in  
19 the case of a felony under State law described in  
20 section 8312(d) of this title) or if the conviction is  
21 reversed on appeal in the case of a felony described  
22 in section 8312(d) of this title”; and

23 (2) by striking the period and inserting the fol-  
24 lowing: “or, in the case of a reversal, as of the date  
25 of the conviction so reversed.”.

